

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

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United States of America,

v.

Alberto William Vilar and Gary Tanaka,

Defendants.

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05 CR 621 (RJS)

NOTICE OF  
MOTION  
IN SUPPORT OF  
VACATUR OF CONVICTIONS  
AND NEW TRIAL,  
PURSUANT TO  
FED.R.CRIM.P. 33

PLEASE TAKE NOTICE, THAT UPON the annexed declaration of Vivian Shevitz, and the sentencing submission filed on behalf of ALBERTO VILAR, DOC 671 filed in this case on April 14, 2014, counsel hereby moves, on behalf of ALBERTO VILAR and (as counsel for this purpose for GARY TANAKA), for an order for a new trial pursuant to Fed. R. Crim.P. 33.

\_\_\_\_\_/s/\_\_\_\_\_  
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April 14, 2014